



STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

APPLICATION 22321
PAGE 1 OF 3

PERMIT 16018

LICENSE 11044

THIS IS TO CERTIFY, That

GORRILL LAND COMPANY
P. O. BOX 427, DURHAM, CALIFORNIA 95938

HAS *made proof as of JUNE 12, 1975* (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
BUTTE CREEK IN BUTTE COUNTY

tributary to BUTTE SLOUGH THENCE SACRAMENTO RIVER

for the purpose of IRRIGATION USE

under Permit 16018 of the Board and that the right to the use of this water has been perfected in accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of this right dates from OCTOBER 25, 1965 and that the amount of water to which this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall not exceed (A) TWENTY-FIVE AND EIGHT-TENTHS (25.8) CUBIC FEET PER SECOND BY DIRECT DIVERSION, TO BE DIVERTED FROM APRIL 1 TO JUNE 15 OF EACH YEAR FOR IRRIGATION PURPOSES; AND (B) FIVE HUNDRED EIGHTY (580) ACRE-Feet BY DIRECT DIVERSION, DURING THE SAME SEASON AS REQUIRED TO INITIALLY FLOOD LAND FOR RICE CULTURE PURPOSES. THE TOTAL ANNUAL DIVERSION UNDER THIS LICENSE, INCLUDING THE INITIAL FLOODING, SHALL NOT EXCEED 2,500 ACRE-Feet.

THE MAXIMUM COMBINED RATE OF DIVERSION FROM BUTTE CREEK AND HAMLIN SLOUGH UNDER THIS LICENSE AND ALL PRIOR RIGHTS SHALL NOT EXCEED 47.5 CUBIC FEET PER SECOND, EXCEPT THAT SAID MAXIMUM RATE MAY BE INCREASED TO 76.4 CUBIC FEET PER SECOND TO INITIALLY FLOOD LAND FOR RICE CULTURE PURPOSES.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

SOUTH 18°06' WEST 733.5 FEET FROM CENTER OF THE SOUTHERLY ABUTMENT OF THE CALIFORNIA STATE HIGHWAY BRIDGE OVER THE SOUTHERLY CHANNEL OF BUTTE CREEK, BEING WITHIN SE1/4 OF NE1/4 OF PROJECTED SECTION 7, T20N, R2E, MDB&M.

DIVERSION OF WATER UNDER THIS LICENSE IS CONTINGENT UPON CONTROL BEING EXERCISED OVER THE LICENSE BY THE BUTTE CREEK WATERMASTER APPOINTED BY THE STATE DEPARTMENT

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

- Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.
- Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).
- Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.
- Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.
- Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).
- Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.
- Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JUNE 4 1980

STATE WATER RESOURCES CONTROL BOARD

L. C. Spencer, for
Chief, Division of Water Rights

A DESCRIPTION OF LANDS OR THE PLACE WHERE
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

IRRIGATION OF 2,386.36 ACRES AS SHOWN ON MAP ON FILE WITH THE STATE WATER RESOURCES
CONTROL BOARD, BEING ALL WITHIN T20N, R2E, MDB&M, AS FOLLOWS:

57.8 ACRES WITHIN PROJECTED SECTION 7
7.3 ACRES WITHIN PROJECTED SECTION 8
148.0 ACRES WITHIN PROJECTED SECTION 17
427.0 ACRES WITHIN PROJECTED SECTION 18
619.36 ACRES WITHIN PROJECTED SECTION 19
335.3 ACRES WITHIN PROJECTED SECTION 20
462.9 ACRES WITHIN PROJECTED SECTION 29
328.7 ACRES WITHIN PROJECTED SECTION 30

RIGHTS UNDER THIS LICENSE ARE, AND SHALL BE, SUBJECT TO EXISTING RIGHTS DETER-
MINED BY THE BUTTE CREEK ADJUDICATION, SUPERIOR COURT, BUTTE COUNTY, NO. 18917,
INSOFAR AS SAID ADJUDICATED RIGHTS ARE MAINTAINED AND SUCH OTHER PRIOR RIGHTS AS MAY
PRESENTLY EXIST.

THE QUANTITY OF WATER DIVERTED UNDER THIS LICENSE IS SUBJECT TO MODIFICATION BY
THE STATE WATER RESOURCES CONTROL BOARD, IF, AFTER NOTICE TO THE LICENSEE AND AN
OPPORTUNITY FOR HEARING, THE BOARD FINDS THAT SUCH MODIFICATION IS NECESSARY TO MEET
WATER QUALITY OBJECTIVES IN WATER QUALITY CONTROL PLANS WHICH HAVE BEEN OR HEREAFTER
MAY BE ESTABLISHED OR MODIFIED PURSUANT TO DIVISION 7 OF THE WATER CODE. NO ACTION
WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD FINDS THAT (1) ADEQUATE
WASTE DISCHARGE REQUIREMENTS HAVE BEEN PRESCRIBED AND ARE IN EFFECT WITH RESPECT TO
ALL WASTE DISCHARGES WHICH HAVE ANY SUBSTANTIAL EFFECT UPON WATER QUALITY IN THE
AREA INVOLVED, AND (2) THE WATER QUALITY OBJECTIVES CANNOT BE ACHIEVED SOLELY THROUGH
THE CONTROL OF WASTE DISCHARGES.

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